

AMENDED

ASSIGNED
NO. 62673

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office DEC 17 1996
Returned to applicant for correction JAN 15 1997
Corrected application filed MAR 17 1997
Map filed MAR 17 1997

The applicant James C. Gomes and Lesley J. Murakam, hereby make application for permission to change the Point of Diversion, Place of Use and manner of use of a portion of water heretofore appropriated under Permit No. 14576 Certificate No. 5329

1. The source of water is underground
2. The amount of water to be changed 3 acre feet 0.03 cfs.
3. The water to be used for commercial and domestic purposes.
4. The water heretofore permitted for irrigation and domestic purposes
5. The water is to be diverted at the following point NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 10, T20S, R53E, MDB&M, Nye County Nevada or at a point from which the West $\frac{1}{4}$ corner of said Section 10 bears N 74° 27' 45" W a distance of 2696.73 feet.
6. The existing permitted point of diversion is located within SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34, T.19S., R.53E., MDB&M. or at a point from which the N $\frac{1}{4}$ of said Sec. 34 bears N. 0° 57'E., 2553 feet.
7. Proposed place of use being a portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10, T20S, R53E, MDB&M Nye County Nevada and being Parcel 4 of Parcel Map No. 31882 Nye County Records and containing 4.1 acres±.
8. Existing place of use being the S $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 34, T19S, R53E, MDB&M, Nye County Nevada and the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 33, T19S, R53E, MDB&M, Nye County Nevada consisting of 160 acres. Remove 3 acre feet from irrigation. (2.948 acres)
9. Use will be from January 1st to December 31st of each year.
10. Use was permitted from January 1st to December 31st of each year.
11. Description of proposed works existing well with casing 140± feet deep, submersible pump and pressure tank.
12. Estimated cost of works \$5000.00
13. Estimated time required to construct works 1 year (see item 11)
14. Estimated time required to complete the application of water to beneficial use 5 years.

15. Remarks: Water to be used for commercial units to be built on the property. One unit was on the property when purchased. Use will not exceed 2785 gallons per day or 1,015,000 gallons per annum.

By s/Charles L. Thomsen, Agent
P. O. Box 2317
Pahrump, Nevada 89041

Compared my/cms hf/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use, and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 14576, Certificate 5329 is issued subject to the terms and conditions imposed in said Permit 14576, Certificate 5329 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.037 cubic feet per second, but not to exceed 3.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

August 24, 2001

Proof of completion of work shall be filed before:

September 24, 2001

Water must be placed to beneficial use on or before:

August 24, 2003

Proof of the application of water to beneficial use shall be filed on or before:

September 24, 2003

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 24th day of, August A.D. 2000

Hugh Ricci, P.E.
State Engineer

Completion of work filed OCT 22 2001

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

CANCELLED DEC 17 2003 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
Hugh Ricci, P.E. 2
STATE ENGINEER

